

Amendments to the Claims:

1. (Previously Presented) The implantable device according to claim 51, wherein said side surface is disposed on said body.
- 2-3. (Canceled).
4. (Previously Presented) The device of claim 51 wherein at least a portion of the body is coated with a bone growth promoting material and the bone growth promoting material includes collagen.
5. (Original) The device of claim 4 wherein the collagen is in the form of apatite compositions with collagen.
6. (Original) The device of claim 4 wherein the bone growth promoting material includes demineralized bone.
7. (Original) The device of claim 6 wherein the demineralized bone is a powder.
8. (Previously Presented) The device of claim 51 wherein the body has an open cellular structure to provide cavities in which bone can grow through.
9. (Original) The device of claim 8 wherein the body is made of a biocompatible metallic material.
10. (Original) The device of claim 9 wherein the body is made of tantalum.
- 11-12. (Canceled).

13. (Original) The device of claim 8 wherein at least some of the cavities contain a bone growth promoting material.

14. (Cancelled).

15. (Previously Presented) The device of claim 51 wherein said fastener includes a screw.

16-18. (Canceled).

19. (Previously Presented) The device of claim 51 wherein at least a portion of the side surface has a configuration corresponding to at least a section of an outer side surface of one of the first and second bones.

20-30. (Canceled).

31. (Currently Amended) The implantable device according to claim 51, wherein the implantable device is rotated about an axis to change the spatial relationship from [[the]] a first position to [[the]] a second position.

32. (Previously Presented) The implantable device according to claim 31, wherein the implantable device does not move longitudinally along said axis when moving from the first position to the second position.

33-34. (Canceled).

35. (Previously Presented) The implantable device according to claim 51, wherein at least a portion of the body is coated with a bone growth promoting material and said bone growth promoting material includes a bone morphogenic protein.

36. (Canceled).

37. (Previously Presented) The implantable device according to claim 51, wherein said fastener has an end proximate said side surface, said end being nested within said side surface.

38. (Previously Presented) The implantable device according to claim 51, wherein said fastener angularly extends at an acute angle through said side surface to said first surface.

39. (Previously Presented) The implantable device according to claim 51, wherein said first surface tapers to form a pointed edge with said second surface.

40-47. (Canceled).

48. (Currently Amended) The implantable device according to claim 51, wherein:
said first surface is configured to abut the first bone when the first bone and the second bone are in [[the]] a first position and [[the]] a second position; and
said second surface is configured to abut the second bone when the first bone and the second bone are in the first position and the second position.

49. (Currently Amended) The implantable device according to claim 51, wherein said implantable device is configured to change reversibly the spatial relationship between the first bone and the second bone between [[the]] a first position and [[the]] a second position.

50. (Previously Presented) The implantable device according to claim 49, wherein said first surface has an open cellular structure to provide cavities in which bone can grow.

51. (Currently Amended) An implantable device for changing a spatial relationship between a first bone and a second bone in a joint ~~from a first position to a second position while allowing relative movement between the first and second bones~~, comprising:

a first surface configured to abut the first bone;
a second surface configured to abut the second bone;

a unitary body interconnecting said first surface and said second surface;
a side surface spanning connecting said first surface and said second surface; and
~~at least one a~~ channel extending through said first surface ~~to and~~ said side surface, each
of said ~~at least one the~~ channel configured and dimensioned to receive a fastener for fixedly
connecting said body to the first bone,

wherein the channel includes a recess configured to receive a portion of a fastener wider
~~than the channel device is free of any channels extending through said second surface to said~~
~~side surface and configured and dimensioned to receive a fastener for fixedly connecting said~~
~~body to the second bone.~~